

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

BENJAMIN PAYNE ELLIS

CREDITOR

✓

CHAPTER 11

CASE NO. 19-23649 (R00)

DECLARATION IN SUPPORT

PURDUE PHARMA LP, et al.,

DEBTORS.

OF MOTION FOR ACCEPTANCE

FOR LATE CLAIMS

COMES NOW, BENJAMIN PAYNE ELLIS, TO PROVIDE

CLARITY AND UNDERSTANDING TO THIS COURT

SO IT CAN MAKE A KNOWLEDGEABLE AND

INFORMATIVE DECISION FOR THE ACCEPTANCE

OF CREDITORS LATE CLAIMS MOTION

OF PERSONAL INJURY AND GENERAL

OPIOID CLAIMS.

FILED
U.S. BANKRUPTCY COURT
S.D. OF N.Y.
JUL 15 2021

DECLARATION

I, BENJAMIN PAYNE ELLIS, DECLARE THAT THE FOREGOING IS TRUE AND CORRECT UNDER THE LAWS OF THE UNITED STATES OF AMERICA.

ON, 01,01,2020, I BENJAMIN PAYNE ELLIS WAS INCARCERATED AT THE SPOKANE COUNTY JAIL IN SPOKANE, WA 99260 (SEE EXHIBIT(A³))

IN THE SPOKANE COUNTY JAIL I WAS EXTREMELY RESTRICTED IN MY ABILITIES TO COMMUNICATE WITH THE OUTSIDE WORLD. ESPECIALLY SINCE I WAS AN INDIGENT WMALE. THE GLOBAL PANDEMIC DUE TO COVID-19 PUT AN IMMEDIATE HALT TO MY LIFE BECAUSE THE JAIL HAD TO INSTALL DRASTIC MEASURES, NO CONTACT RULES TO PREVENT THE POSSIBLE SPREAD OF THAT DEADLY VIRUS. I WAS ONLY ALLOWED OUT OF MY CELL ONLY ONE HOUR A DAY MONDAY - FRIDAY IF THE JAIL STAFF WERE AVAILABLE TO FACILITATE THAT ONE HOUR OF RECREATION. DURING THAT HOUR OUT OF MY CELL I WAS REQUIRED TO CLEAN MY CELL AND SHOWER BEFORE I WAS EVEN ALLOWED TO TRY TO USE THE PHONE. EVEN THEN I HAD TO WAIT IN LINE, SO THE PHONE WASN'T

EVEN A GUARANTEED USE, DUE TO OUR TIME LIMITATION. MY FAMILY WASNT ABLE TO PUT MUCH MONEY ON THE PRE-PAID PHONE ACCOUNT TO KEEP IN CONTACT WITH THEM. ALSO, ALL THE MAIL IN THE JAIL IS EXTREMELY RESTRICTIVE ITS ALL CONTROLLED BY THE JAIL STAFF. ONLY CERTAIN PUBLICATIONS ARE ALLOWED IN THE JAIL THROUGH APPROVAL AND EVEN THEN YOUR FAMILY HAS TO PAY TO RECEIVE THOSE. ALL VISITATIONS WERE BROUGHT TO A HALT. NO VISITATION WITH LOVED ONES WHATSOEVER. DUE TO THE GLOBAL PANDEMIC. AS YOU CAN SEE IN (EXHIBIT A.14) I HAVE BEEN INCARCERATED FOR A TOTAL OF **783** DAYS AS OF 05-27-2021 ON CAUSE # 2011066832. SO I HAVE NOT BEEN IN THE FREE WORLD FOR A CONSIDERABLE AMOUNT OF TIME. SO MY WAYS OF GATHERING INFORMATION HAVE BEEN HINDERED DUE TO THIS GLOBAL PANDEMIC AND HARD TIMES.

ON 06, 23, 2021 A LETTER OF CORRESPONDENCE FROM VITO, GENNA, CLERK OF THE COURT WAS SENT TO ME REQUESTING ME TO APPEAR AT MY HEARING ON 07, 19, 2021 AT 10:00 AM I RECEIVED THIS LETTER A WEEK LATER.

ON 07,01,2021 I REQUESTED TO ATTEND MY HEARING, BUT WAS INFORMED THAT D.O.C. IN WASHINGTON STATE DOES NOT FACILITATE BANKRUPTCY COURT TELEPHONIC HEARINGS (SEE EXHIBIT (B))

I, BENJAMIN PAYNE ELLIS, PRAY FOR THE RELIEF REQUESTED AND THE ACCEPTANCE OF MY LATE CLAIMS MOTION AND THE INFORMATION PROVIDED TO HELP ASSIST THE COURT IN ITS ABILITY TO MAKE A KNOWLEDGABLE AND INFORMATIVE DECISION BASED OFF OF THE INFORMATION PROVIDED AND MY INABILITY TO PARTICIPATE IN THE HEARING.

I, BENJAMIN PAYNE ELLIS, DECLARE UNDER THE PENALTY OF PERJURY OF THE UNITED STATES OF AMERICA THAT THE FOREGOING IS TRUE AND CORRECT.

CITY: SHELTON STATE: WASHINGTON
DATE: 07.04.2021

SIGNATURE: Benjamin Payne Ellis
PRINTED: ELLIS, BENJAMIN PAYNE

(EXHIBIT A)



DETENTION SERVICES

DIRECTOR MICHAEL W. SPARBER

JAIL TIME CERTIFICATION

The following information is provided for the purpose of crediting time spent in confinement per RCW 9.92.151 prior to the transfer of the below listed subject:

NAME: ELLIS, BENJAMIN P	DOC#: 898237	DATE OF BIRTH: 100786
COUNTY: SPOKANE	CAUSE#: 2011066832	LOCAL ID# (OPTIONAL): 285875

Listed are all dates of arrest and release concerning the above subject up to the Date of Transfer.

START DATE	END DATE	TOTAL DAYS SERVED	DAYS APPLIED TO OTHER MATTERS
120720	052721	171	0
010120	031920	78	29*
TOTAL DAYS SERVED:		783	

____ Early Release Credits Lost or Not Earned

NOTES:

DAVE TRIESCHMANN
509-477-5173

05/27/21

* DOC HOLD FROM 01/02/20 TO SRD OF 01/31/20 *

Signature of Jail Official

Date



(EXHIBIT A²)

**CERTIFICATE OF OFFENDER STATUS
(Non-IAD)**

RE: ELLIS, Benjamin P. 898237 10/7/1986
Offender DOC Number Date of Birth
WCC-RC WCC-RC / Shelton
Facility Location

The custodial authority/designee hereby certifies:

1. CSE#/County: 20-1-10668-32(AG) / Spokane
2. Date Rec'd in DOC: 5/27/2021
3. Sentence Length: 100 months
4. Earned Release Date (Tentative): 5/15/2026
5. Maximum Release Date: 2/22/2029


Correctional Records Supervisor /Designee Signature

6/30/21
Date

CUSTODIAL AUTHORITY

Name Donald Dean	Facility Washington Corrections Center-Receiving/Diagnostic Center		
Mailing Address 2321 West Dayton Airport Road	City Shelton	State WA	Zip 98584
Telephone Number (360) 432-7967			

Disclaimer: The certified information provided is subject to change.

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OFFENDER'S KITE

PAPELETA DE PETICIÓN DEL INTERNO

OFFENDER NAME (PRINT) NOMBRE DEL INTERNO (LETRA DE MOLDE) ELLIS BENJAMIN PAYNE		
DOC NUMBER/NÚMERO DOC 899237	FACILITY, UNIT, CELL/FACILITY IS INSTALACIÓN/UNIDAD, CELDA W.C.C. K-S-B-B-L	DATE/FECHA 07/01/21
DESIRE INTERVIEW WITH OR ANSWER FROM/DESEA ENTREVISTA CON O RESPUESTA DE Ceriseker Taylor		

REASON/QUESTION
RAZÓN/PREGUNTA

☐ Interpreter needed for _____ (language).
☐ Necesito intérprete para _____ (idioma).

(OR BY PHONE)
I have a hearing with Honorable Robert D. Drain in the United States Bankruptcy Court Southern District of New York on 07-19-21 @ 10:00 AM virtually using ZOOM FOR GOVERNMENT REGISTER at (<https://ecf.nysb.uscourts.gov/cgi-bin/nysbAppearances.pl>) I have the documents on all this in my cell instructions are at (<https://www.nysb.uscourts.gov/zoom-video-hearing-guide>) this is a time sensitive issue so please help me get this set up ASAP. Thank you for your time, consideration & efforts.

SIGNATURE/FIRMA

DAYS OFF/DÍAS LIBRES

Benjamin Payne Ellis**CASE# 19-23649-rdd**

RESPONSE
RESPUESTA

per LFO Brumfield
DOC does not assist in
these matters. This will have
to be done via inmate phone.
You will have to contact them
for the time & number to call.
Then set that up w/ unit Sgt.

RESPONDER/PERSONA QUE RESPONDE

DATE/FECHA

7-2-21

Distribution: WHITE/YELLOW-Responder, YELLOW-Return to Offender with Response, PINK-Offender keeps
Distribución: BLANCA/AMARILLA-Persona que responde, AMARILLA-Devuelva al interno con respuesta,
ROSA-Interno